

DOCKET NO.: 217208US- 8

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

5 2002

IN RE APPLICATION OF : **OFFICE OF PETITIONS**  
HARUO FURUTA ET AL : EXAMINER: OWENS, D.  
SERIAL NO: 10/014,345 :  
FILED: DECEMBER 14, 2001 : GROUP ART UNIT: 2811  
FOR: SEMICONDUCTOR DEVICE AND :  
MANUFACTURING METHOD :  
THEREFOR :

PROVISIONAL ELECTION

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

Responsive to the Official Action of September 9, 2002, Applicants in the above-identified application provisionally elect Claims 1-4, but traverse the Restriction Requirement

for the reasons set forth herein.  
10/30/2002 SSURLES 00000009 10014345  
01 FC:1460 -130.00 DP  
Repln. Ref: 12/31/2002 AKELLEY 0013365100  
PDA:150030 Name/Number:10014345  
PDA:9204 \$130.00 CR

REMARKS

Applicants provisionally elect the claims of Group I, Claims 1-4, but traverse the Restriction Requirement for the following reasons. After review of the Office Action mailed 10/10/2002 SSURLES 00000009 10014345  
01 FC:122 September 9, 2002 \$130.00 DP  
Applicants believe that the rejection is based on an examination of a patent application different from the application that Applicants actually filed in the present case.

Applicants have also filed a Petition Under 37 C.F.R. §1.182, a courtesy copy of which is attached hereto, requesting a filing date for the application that Applicants actually filed. The basis of the Petition is that the Office incorrectly entered a related patent

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